Docket No.: S63.2N-6769-US03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Brown et al.

Application No.:

Not yet assigned

Filed:

Concurrently herewith

For:

Improved Longitudinally Flexible Expandable Stent

Group Art Unit:

Not yet assigned

Mail Stop Patent Application

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

CONSTRUCTIVE PETITION FOR EXTENSION OF TIME AND FEE AUTHORIZATION PURSUANT TO 37 C.F.R. §1.136(a)(3)

Applicant hereby requests that the United States Patent and Trademark Office treat any concurrent or future reply requiring a petition for an extension of time pursuant to §1.136 for its timely submission as incorporating therein a petition for an extension of time for the appropriate length of time.

Applicant authorizes the Commissioner of Patents and Trademarks to charge all required extension of time fees that have not otherwise been paid to Deposit Account No. 22-0350.

By:

Respectfully submitted,

VIDAS, ARRETT & STEINKRAUS

Date: November 10, 2003

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